

AN ORDINANCE BY

COUNCILMEMBER IVORY LEE YOUNG, JR.

03- ○ -0312

**AN ORDINANCE TO AMEND SECTION 10-94(a) OF THE CODE OF ORDINANCES OF THE CITY OF ATLANTA BY ADDING A NEW SUBPARAGRAPH (6) TO EXEMPT CERTAIN PROPERTIES FROM THE DISTANCE REQUIREMENTS FOR SALE FOR CONSUMPTION ON PREMISES; AND FOR OTHER PURPOSES.**

**WHEREAS**, Herndon Stadium is located in the city of Atlanta and is the home field of the Atlanta Beat Soccer team; and

**WHEREAS**, the Atlanta Beat has entered into a long term agreement to play their home games at Herndon Stadium; and

**WHEREAS**, the sale of alcoholic beverages is not allowed at the stadium because of its proximity to the Morris Brown Campus and the Vine City neighborhood; and

**WHEREAS**, the Atlanta Beat wishes to serve alcohol at its games and did do so last year on a month to month basis and would not like to repeat that process again in upcoming 2003 soccer season; and

**WHEREAS**, the citizens and the city of Atlanta will benefit from the revenues generated from the licenses needed and the job opportunities created by this amendment.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA**, as follows:

**SECTION 1:** That Section 10-94(a) of the City of Atlanta Code of Ordinances be amended to read as follows:\:

Sec. 10-94. Certain areas exempt from distance restrictions for sale for consumption on premises.

(a) Any applicant for a license for the sale of alcoholic beverages for consumption on the premises located within the following area shall not be required to comply with the distance requirements set forth in section 10-88:

(1) Any property located on Peachtree Street or Road or any property located within a shopping center which has a frontage of at least 200 feet on Peachtree Street or Road.

(2) Any property located on Stewart Avenue between Lakewood Freeway and I-85 or any property located within a shopping center which has a frontage of at least 200 feet on Stewart Avenue.

(3) Any shopping center located on the east side of Monroe Drive between Eighth Street and Virginia Avenue.

- (4) Any property within Piedmont Park which has been leased by the city to an applicant for an initial term.
- (5) Any room or area within the Loudermilk Building, which is bounded by Auburn Avenue on the north, Edgewood on the south, Courtland Street on the east, and Peachtree Park Avenue on the west, which is controlled by a bona-fide nonprofit organization.
- (6) **The Herndon Stadium, which is bounded by martin Luther King, Jr. Drive on the south, Vine Street on the east, Rhode Street on the north and Sunset Street to the west.**

**SECTION 2:** That all ordinances and parts of ordinances in conflict herewith be and the same are hereby repealed.